

Decisions announced without Opinions.

DECISIONS ANNOUNCED WITHOUT OPINIONS
DURING THE TIME COVERED BY THIS
VOLUME.

No. 199. GILA BEND RESERVOIR AND IRRIGATION COMPANY *v.* LINN. Appeal from the Supreme Court of the Territory of Arizona. Argued April 14, 1898. Decided May 31, 1898. Decree affirmed with costs by a divided court. *Mr. Joseph K. McCammon* and *Mr. James H. Hayden* for the appellant. *Mr. Samuel F. Phillips* and *Mr. Frederic D. McKenney* for the appellees.

No. 40. UNITED STATES *v.* CITY OF ALBUQUERQUE. Appeal from the Court of Private Land Claims. Argued October 14, 1898. Decided October 17, 1898. *Per Curiam*. Decrees reversed on the authority of *United States v. Santa Fé*, 165 U. S. 675, and cause remanded with directions to proceed therein in the matter of amendments, new parties, and otherwise as justice and equity may require. *Mr. Attorney General*, *Mr. Solicitor General Richards* and *Mr. Matt. G. Reynolds* for the appellant. *Mr. Frank W. Clancy* for the appellee.

No. 217. JESKE *v.* COX. Error to the Superior Court of Milwaukee County, Wisconsin. Motion to dismiss submitted October 17, 1898. Decided October 24, 1898. *Per Curiam*. Dismissed on the authority of *Missouri Pacific Railway v. Fitzgerald*, 160 U. S. 556, 582; *Meyer v. Cox*, 169 U. S. 735; *McLish v. Roff*, 141 U. S. 661; *Union Mutual Life Insurance Company v. Kirchoff*, 160 U. S. 374. *Mr. Howard Morris* for motion to dismiss. No one opposing.

No. 336. CITY OF NEW ORLEANS *v.* WARNER. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit. Motion to dismiss submitted October 10, 1898. Decided

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October 24, 1898. *Per Curiam*. Dismissed on the authority of *Tennessee v. Union and Planter's Bank*, 152 U. S. 454; *Sawyer v. Kochersperger*, 170 U. S. 303. *Mr. Richard DeGray*, *Mr. J. D. Rouse*, *Mr. William Grant* and *Mr. Wheeler H. Peckham* for motion to dismiss. *Mr. Samuel L. Gilmore* and *Mr. Brauch K. Miller* opposing. (Mr. Justice White took no part in the consideration and disposition of this motion.)

No. 46. *ZECKENDORF v. ZECKENDORF*, Guardian. Appeal from the Supreme Court of the Territory of Arizona. Argued October 19, 1898. Decided October 24, 1898. *Per Curiam*. Decree affirmed with costs on the authority of *Gray v. Howe*, 108 U. S. 12; *Salina Stock Company v. Salina Creek Irrigation Company*, 163 U. S. 109. *Mr. Duane E. Fox* and *Mr. Francis J. Heney* for the appellants. *Mr. E. M. Marble* for the appellee.

No. 50. *JURGENS, SHERIFF, v. YOT SANG*. Appeal from the District Court of the United States for the District of Montana. Argued October 25, 1898. Decided October 31, 1898. *Per Curiam*. Final order reversed with costs and cause remanded with a direction to discharge the writ and dismiss the petition on the authority of *Washington v. Covert*, 164 U. S. 702, and cases cited. *Mr. Cornelius B. Nolan* for the appellant. *Mr. A. C. Botkin* for the appellee.

Decisions on Petitions for Writs of Certiorari.

No. 659. *HENDRICKSON v. BRADLEY*. Eighth Circuit. Denied May 31, 1898. *Mr. Asa Bird Gardiner* and *Mr. W. A. Day* for petitioner. *Mr. Willis Van Devanter* opposing.

No. 660. *WALTON v. MORGAN ENVELOPE COMPANY*. Third Circuit. Denied May 31, 1898. *Mr. Walter D. Edmonds* for petitioner. *Mr. Melville Church* and *Mr. J. B. Church* opposing.

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No. 664. GATES IRON WORKS *v.* FRASER & CHALMERS. Seventh Circuit. Denied May 31, 1898. *Mr. L. L. Coburn* and *Mr. Edmund Wetmore* for petitioner. *Mr. L. L. Bond*, *Mr. A. H. Adams*, *Mr. C. E. Pickard* and *Mr. J. L. Jackson* opposing.

No. 665. CARSON CITY GOLD AND SILVER MINING COMPANY *v.* NORTH STAR MINING COMPANY. Ninth Circuit. Denied May 31, 1898. *Mr. A. C. Ellis* and *Mr. J. L. Rawlins* for petitioner. *Mr. Curtis H. Lindley* opposing.

No. 666. LOW *v.* BLACKFORD. Fourth Circuit. Granted May 31, 1898. *Mr. Charles Steele* and *Mr. Wm. D. Guthrie* for petitioner. *Mr. Herbert B. Turner*, *Mr. George Rountree*, *Mr. R. O. Burton*, *Mr. E. J. D. Cross* and *Mr. Hugh L. Bond, Jr.*, opposing.

No. 667. McMASTER, ADMINISTRATOR, *v.* NEW YORK LIFE INSURANCE COMPANY. Eighth Circuit. Denied May 31, 1898. *Mr. Henry J. Taylor* for petitioner. *Mr. G. W. Hubbell* and *Mr. W. E. Odell* opposing.

No. 669. JONES *v.* ALLEN. Eighth Circuit. Denied May 31, 1898. *Mr. John M. Taylor* for petitioner. *Mr. U. M. Rose* and *Mr. G. B. Rose* opposing.

No. 672. EVANS *v.* SUESS ORNAMENTAL GLASS COMPANY. Seventh Circuit. Denied May 31, 1898. *Mr. James H. Raymond* for petitioner.

No. 673. CENTRAL TRUST COMPANY OF NEW YORK *v.* CONTINENTAL TRUST COMPANY OF THE CITY OF NEW YORK. Eighth Circuit. Denied May 31, 1898. *Mr. A. H. Joline* and *Mr.*

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Henry T. Rogers for petitioner. *Mr. Frederic J. Stimson*,
Mr. E. O. Wolcott and *Mr. J. F. Vaile* opposing.

No. 675. *HART v. BOWEN*. Fifth Circuit. Denied May 31,
1898. *Mr. Charles E. Fenner*, *Mr. Henry J. Leovy* and *Mr.*
Guy M. Hornor for petitioner.

No. 311. *MCDONNELL v. MERCANTILE TRUST COMPANY*.
Fifth Circuit. Denied October 17, 1898. *Mr. Harry T. Smith*
and *Mr. Gregory L. Smith* for petitioner. *Mr. Leopold Wal-*
lach, *Mr. D. P. Bestor* and *Mr. W. A. Blount* opposing.

No. 312. *ROBERTS, TREASURER OF THE UNITED STATES, v.*
VALENTINE. Court of Appeals of the District of Columbia.
Granted October 17, 1898. *Mr. Attorney General*, *Mr. Henry*
E. Davis and *Mr. D. W. Baker* for petitioner. *Mr. B. E.*
Valentine opposing.

No. 330. *MUTUAL RESERVE FUND LIFE ASSOCIATION v. DuBois,*
ADMINISTRATOR. Ninth Circuit. Denied October 17, 1898.
Mr. J. B. Foraker for petitioner. *Mr. R. E. McFarland*
opposing.

No. 337. *THIRD NATIONAL BANK OF PHILADELPHIA v. NA-*
TIONAL BANK OF CHESTER VALLEY. Fifth Circuit. Denied
October 17, 1897. *Mr. Henry B. Tompkins* for petitioner.
Mr. W. D. Ellis opposing.

No. 391. *KIESEL & COMPANY v. SUN INSURANCE OFFICE OF*
LONDON. Eighth Circuit. Denied October 17, 1898. *Mr.*
Abbot R. Heywood for petitioner. *Mr. T. C. Van Ness* op-
posing.

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No. 410. RUSSELL *v.* STEARNS & COMPANY. Sixth Circuit. Denied October 17, 1898. *Mr. Henry M. Campbell, Mr. Ephraim Banning* and *Mr. Thomas A. Banning* for petitioner. *Mr. R. A. Parker* and *Mr. C. F. Burton* opposing.

No. 413. SPRINGER *v.* JAKOBSON. Fifth Circuit. Granted October 17, 1898. *Mr. Richard DeGray* for petitioner.

No. 416. MACDANIEL *v.* UNITED STATES. Fourth Circuit. Denied October 17, 1898. *Mr. Tracy L. Jeffords* for petitioner. *Mr. Attorney General* and *Mr. Assistant Attorney General Boyd* opposing.

No. 426. GARDES *v.* UNITED STATES. Fifth Circuit. Denied October 24, 1898. *Mr. J. R. Beckwith* for petitioner. *Mr. Attorney General* and *Mr. Solicitor General Richards* opposing.

No. 427. GALLOT *v.* UNITED STATES. Fifth Circuit. Denied October 24, 1898. *Mr. J. R. Beckwith* for petitioner. *Mr. Attorney General* and *Mr. Solicitor General Richards* opposing.

No. 430. MAST, FOOS & COMPANY *v.* STOVER MANUFACTURING COMPANY. Seventh Circuit. Granted October 24, 1898. *Mr. Lysander Hill, Mr. H. A. Toulmin* and *Mr. Melville Church* for petitioner. *Mr. Charles K. Offield* and *Mr. Charles C. Linthicum* opposing.

No. 346. CITY OF ATTICA, HARPER CO., KANSAS, *v.* SPRINGFIELD SAFE DEPOSIT & TRUST COMPANY. Eighth Circuit. Denied October 24, 1898. *Mr. William T. S. Curtis* and *Mr. C. V. Ferguson* for petitioner. *Mr. Henry A. King* opposing.

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No. 370. *CASTNER AND CURRAN v. COFFMAN*. Fourth Circuit. Granted October 24, 1898. *Mr. Arthur V. Briesen* and *Mr. H. E. Everding* for petitioner. *Mr. A. G. Safford* opposing.

No. *FULLER v. FIELD*. Seventh Circuit. Denied October 31, 1898. *Ezerean Fuller* for petitioner.

No. 418. *P. LORILLARD COMPANY v. PEPER*. Eighth Circuit. Denied October 31, 1898. *Mr. M. B. Philipp* and *Mr. Frederic D. McKenney* for petitioner. *Mr. Smith P. Galt* opposing.

No. 419. *CONTINENTAL NATIONAL BANK OF NEW YORK CITY v. HEILMAN*. Eighth Circuit. Denied October 31, 1898. *Mr. John L. Cadwalader* and *Mr. Addison C. Harris* for petitioner: *Mr. Charles W. Smith*, *Mr. John S. Duncan*, *Mr. Alexander Gilchrist* and *Mr. C. A. DeBruler* opposing.

No. 431. *WINSTON v. UNITED STATES*. Court of Appeals of the District of Columbia. Granted October 31, 1898. *Mr. George Kearney* for petitioner.

No. 432. *STRATHER v. UNITED STATES*. Court of Appeals of the District of Columbia. Granted October 31, 1898. *Mr. Samuel D. Truitt* and *Mr. Tracy L. Jeffords* for petitioner.

No. 433. *SMITH v. UNITED STATES*. Court of Appeals of the District of Columbia. Granted October 31, 1898. *Mr. Chapin Brown* for petitioner.

No. 443. *KNIGHTS TEMPLARS AND MASONS' LIFE INDEMNITY COMPANY v. CONVERSE*. Seventh Circuit. Denied October 31, 1898. *Mr. Charles H. Aldrich* for petitioner. *Mr. James H. Hopkins* opposing.